IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.37068 of 2008
MITHILESH YADAV son of late Lakhan Yadav, resident of village-Narayanpur, P.S.Bhawanipur, district-Bhagalpur.
Versus
STATE OF BIHAR
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4. 18.11.2008. Heard learned counsel for the petitioner and the State.

The petitioner is a named accused of a case which has been registered under sections 399, 402, 307, 353, 332, 414 and 387 of the Indian Penal Code and section 27 of the Arms Act.

The submission is that in a case under sections 399 and 402 of the Indian Penal Code the petitioner has not been arrested at the spot. His name has come on the basis of confessional statement of co-accused which was given before the police. The arrested accused Mukesh Yadav and Subnam Yadav @ Sarwan Yadav have been granted bail on 9.7.2008 in Cr.Misc. No.24080 of 2008.

Considering the facts and circumstances of the case the above named petitioner is directed to be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Madhepura in connection with Alam Nagar (Ratwara) P.S.Case No.95 of 2007.

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Md.S. **(Shyam Kishore Sharma,J.)**